REGISTER OF
CLASSIFICATION DECISIONS

Date of entry in Register:	24 June 1998
Name of applicant/court:	The District Court at Auckland
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	N980214/jt1
Other Known Titles:	Examination Disc Quantum HDD
Director:	Not Applicable
Producer:	Not Applicable
Publisher:	Not Applicable
Author:	Not Applicable
Format:	CD-ROM (non-film)
Country of Origin:	New Zealand
Language:	English

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Components of film originally examined:

Feature:	Not Applicable	Running time:
Trailers:		Running time:
		Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

… Please turn over

Not Applicable.

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Direction to issue a label has been given on Not Applicable

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SUMMARY OF THE REASONS FOR DECISION:

The CD-ROM (non-film) entitled *N980214/jt1* is classified as:
Objectionable.

The CD-ROM promotes and supports the exploitation of children and young persons for sexual purposes, deeming the publication objectionable under s3(2) of the Films, Videos, and Publications Classification Act 1993 (the FVPC Act).

The CD-ROM is said to contain material from a 'Quantum' computer hard drive. The content is divided into two main folders, one of which reproduces decompressed '.zip' files from the second folder. The second folder is material copied directly from the computer hard drive, including a wide range of files necessary for the running and maintenance of computer applications, and image and text files saved by the user. Some of the files saved by the user are not openable, as they are encrypted or password protected. Images include photographs and line drawings. Of the image files that are openable, there is a strong focus on children and young people and their activities. Photographs exclusively present boys as subjects. Text includes electronic mail messages, chat or newsgroup messages, pieces of text relating to a church youth club newsletter, stories, and lists of names and addresses of individuals and organisations.

The CD-ROM promotes and supports the exploitation of children and young persons for sexual purposes, by presenting boys of various ages in a sexualised manner in images and text intended for the sexual stimulation of the reader or viewer. Sexual matters involving boys are associated with an otherwise sustained focus on children and young persons, even where they are not depicted naked or semi-naked. One text file gives several pages of information about films depicting boys who are naked and/or involved in sexual conduct. Stories describe sexual conduct between boys and between boys and adult males in explicit, titillatory detail using sexual vernacular characteristic of sexual material intended for an adult audience. Sexual relationships between boys and men are presented in a positive manner for the reader. Photographs depict posed, naked boys and close-ups of boys' genitals, including semi or fully erect penises. The boys in these images present as children.

There is also evidence to indicate that persons with a particular interest in this material have exchanged images and stories tending to promote and support the sexual exploitation of children and young persons across the Internet.

The content of the CD-ROM will appeal to readers who have a sexual interest in children and young persons, and will likely function to legitimise that interest in the mind of such readers.

Consideration has been given to the relevant provisions of the New Zealand Bill of Rights Act 1990 (the NZBR Act) as they relate to this publication. Section 3(2) of the FVPC Act is determined to apply, deeming the CD-ROM objectionable. The resulting

limit on the freedom of expression affirmed in s14 of the NZBR Act is prescribed by law and demonstrably justified.

OFLC Ref: 9800602